

A STATUTE OF PURVEYORS,

Made Anno. 25 Edw. III. Stat. 5, and A. D. 1350.

CAP. II.

A Declaration which Offences shall be adjudged Treason.

Item, Whereas divers Opinions have been before this time in what case Treason shall be said, and in what not; (2) the King, at the Request of the Lords and of the Commons, hath made a Declaration in the manner as hereafter followeth; that is to say: or if a man do levy War against our Lord the King in
171 *his Realm, or be adherent to the King's Enemies in his Realm, giving to them Aid and Comfort in the Realm, or elsewhere, and thereof be probably attainted of open Deed by the People of their Condition.

Auxint pur ceo qe diverses opinions ount este einz ces heures qen cas quant il avient doit estre dit treson & en quel cas noun le roi a la requeste des seignours & de la commune ad fait declarissement qe ensuit cest assavoir & si home leve de guerre contre nostre dit signour le roi en son roialme ou soit aherdant as enemys nostre seignour le roi en le roialme donant a eux eid ou confort en son roialme ou par aillours & de ceo provablement soit atteint de overt faite par gentz de lour condition.

See Kilty's note on this Statute, Rep. 217; Act of Feb. 1777, ch. 20, and 1862, ch. 235, which amends Art. 30, sec. 202¹ of the Code, and the first section of which is substantially the same as the 3d and 4th branches of this Statute, the only parts of it which Kilty says were proper to be continued; see also 1 Kent's Comm. 403 n. (c). The Act of Feb. 1777, ch. 20, sec. 2, provided that the crimes enumerated therein should receive the same construction, that had been given to such of the said crimes as were enumerated in the Statute of Edward 3, commonly called the Statute of Treasons. And the Act of Oct. 1777, ch. 20, sec. 29, provided, that no per-

¹ Code 1904, Art. 27, sec. 413 *et seq.*